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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2594 OF 2004
WITH
INCOME TAX APPEAL LODGING NO.1054 OF 2004

The Commissioner of Income-tax
Mumbai City-IX.....Appellant

Vs.

M/s.Roxy Talkies..... Respondent

Mr.Ashok Kotangale with Mr. A.D.
Nagarajan i/b.Pankaj Kapoor for the Appellant.

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 17TH JULY,2007

P.C.:

. Considering the substantial question of law is covered by the judgment of the Supreme Court in 273 ITR 1, learned Counsel seeks leave to withdraw the Motion as also the Appeal. Motion and Appeal dismissed as withdrawn. Refund of Court Fees as per Rules. Certified copy expedited.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**